

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY**

KAUFMAN DOLOWICH & VOLUCK, LLP

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DYLAN HANCOCK, individually and on behalf of all others similarly situated,	:	CIVIL ACTION
Plaintiff,	:	NO. 2:20-cv-02826-SRC-CLW
v.	:	
THE CREDIT PROS INTERNATIONAL CORPORATION, a New Jersey Corporation,	:	
Defendant.	:	
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MICHAEL HONIBALL, individually and on behalf of all others similarly situated,	:	CIVIL ACTION
Plaintiff	:	
v.	:	NO. 2:21-cv-10366-JXN-ESK
THE CREDIT PROS INTERNATIONAL CORPORATION, a New Jersey Corporation,	:	
Defendant.	:	

**DEFENDANT THE CREDIT PROS INTERNATIONAL CORPORATION'S
MOTION FOR CONSOLIDATION PURSUANT TO FEDERAL RULE OF
CIVIL PROCEDURE 42(a), OR IN THE ALTERNATIVE OBJECTION TO
THE JUDGE ASSIGNMENT OF THE *HONIBALL* CASE
PURSUANT TO LOCAL CIVIL RULE 40.1(d), OR IN THE
ALTERNATIVE MOTION TO STAY THE *HONIBALL* CASE PURSUANT
TO THE FIRST-FILED RULE**

PLEASE TAKE NOTICE that on October 4, 2021, Defendant The Credit Pros International Corporation (“Defendant”), by and through its undersigned counsel, shall move this Court for an Order pursuant to Federal Rule of Civil Procedure 42(a) consolidating *Dylan Hancock, individually and on behalf of all others similarly situated v. The Credit Pros International Corporation, a New Jersey Corporation* (No. 2:20-cv-02826-SRC-CLW) with *Michael Honiball, individually and on behalf of all others similarly situated v. The Credit Pros International Corporation, a New Jersey Corporation* (No. 2:21-cv-10366-JXN-ESK) (referred to as the (“*Honiball Case*”).

In the alternative, Defendant respectfully submits its Objection to Chief Judge Freda L. Wolfson pursuant to Local Civil Rule 40.1(d) regarding the assignment of the *Honiball Case*.

In the alternative, Defendant respectfully moves to stay the *Honiball Case* pursuant to the First-Filed Rule.

PLEASE TAKE FURTHER NOTICE that Defendant shall rely on the Memorandum of Law submitted in support of this Motion.

PLEASE TAKE FURTHER NOTICE that proposed Orders are submitted herewith.

Respectfully submitted:

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Dated: September 7, 2021

CERTIFICATE OF SERVICE

I, MONICA M. LITTMAN, ESQUIRE, hereby certify that a true and correct copy of the foregoing was served via CM/ECF upon the following:

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Co-Counsel for Defendant The Credit Pros International Corporation

Dated: September 7, 2021

/s/ Monica M. Littman
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